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PENSACOLA, FLORIDA, WEDNESDAY MORNING, MARCH 6, 1907.

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LEGAL ASSUMPTION IS THAT THAW IS INSANE

District Attorney Jerome
Went Upon Record to
That Effect.

ARGUMENT OVER EXAMINATIONS

Prosecutor Evidently Wants
to Go Deeply Into Matter
of Responsibility.

COURT HOLDS THAT JURY HAS
TO DO ONLY WITH THE QUES-
TION OF THAW'S SANITY OR IN-
SANITY ON THE NIGHT THAT
STANFORD WHITE WAS KILLED.

New York, Mar. 5.—The question as to whether the state, on cross examination, will be allowed to go further with expert witnesses than counsel for defense was allowed to go upon direct examination, was a subject in the Thaw trial that arose today between Attorney Delmas, of counsel for defense, and District Attorney Jerome. Later Justice Fitzgerald took the matter up and a most heated argument between the court and prosecutor occurred.

Dr. Charles Wagner, the alienist, upon being examined by Mr. Jerome, was asked to repeat a conversation which he had with Thaw in prison, and during the argument placed himself upon record to the effect that the legal assumption before the court is that Thaw is insane.

Justice Fitzgerald declared that the jury had to do only with the question of Thaw's sanity or insanity on the night he killed Stanford White. The court asked Jerome for authorities, and in a defiant tone he refused to produce them, whereupon the court replied that if Jerome did not produce them it would assume that he (Jerome) did not know any.

With this exception the case throughout the day was dull, covering mainly technical questions.

Dr. Wagner's examination will be continued at least part of tomorrow, and it is believed that Thaw's mother will be called to the stand.

APPOINTMENT OF CORTELYOU

Treasurer Treat Gives His
Views as to New Head
of Treasury Dept.

Washington, D. C., Mar. 5.—Some criticisms have been made on the appointment of Mr. Cortelyou to be Secretary of the Treasury, on the ground that he has had no banking experience. On that point Hon. Charles Treat, Treasurer of the United States says in an interview:

"While not known as a student of finance, he has read much regarding its principles and its practical workings, and devoted a great deal of thought thereto. It is said by those who possess his confidence that he has an intimate knowledge of, and is well grounded in, all the basic principles of our financial system, and that his judgments and conclusions thereon often surpass those of men having reputation as private financiers, but who are unacquainted with the adaptive knowledge to apply them on large lines such as the administration of the national finances requires. His assimilation of this knowledge will be so wisely applied as to surprise those who have felt that he should serve an apprenticeship at the desk of some banking house, where it may well be said that the narrowness of opportunity poorly fits one for a position that requires a versatility of knowledge. He is a man who avoids public advertisement, who prefers that action should speak instead of predictions and promises. He will administer the affairs of this department without fear, without bluster or mystery, which will commend itself to the sober judgment of the financiers. Those who know him best, and who appreciate his qualities of mind and ability of direction, have no doubt but that the operations of the Treasury under his administration will reflect the good judgment of the President in his selection."

Took Oath Yesterday As Secretary of Interior



Washington, Mar. 5.—James R. Garfield took the oath of office today as secretary of the interior. Herbert Knox Smith succeeds Garfield as commissioner of corporations.

SERIOUS CHARGE AGAINST AN OFFICER

Policeman J. Ed. Hogeboom
Is Arrested by Sheriff
and Held in Jail.

Police Officer J. Ed. Hogeboom, who has been a member of the police department for several months, was arrested last night at the union depot upon a very serious charge, and is now held in the county jail in default of bond in the sum of \$500. The young man, who is well known in the city, denies that he guilty of any such charge.

The arrest was made as the result of an affidavit signed yesterday by a girl named Norma Annie Murphy, who came to Pensacola from Chipley about January 1. As soon as this affidavit was made against the police officer a warrant was issued by Judge Nicholson and placed in the hands of Sheriff Van Pelt for execution, and last night the sheriff found the police officer near the union depot and placed him under arrest. The latter stated his willingness to go to jail, as he said he had heard that the sheriff was looking for him.

The alleged crime dates back to on or about January 1, according to the affidavit of the girl, who is about fourteen years of age. She came to the city from Chipley about that time and after leaving the train she alleges that Hogeboom attempted to entice her to places of bad repute.

It is understood that she later secured a position as servant with a family on East Hill, where she is now employed, and where the officers found her yesterday. It was stated last night by officers that recently the family residing near Chipley, heard something which led them to believe that an investigation should be instituted and they requested Thos. J. Watts, formerly a detective in the employ of the Louisville & Nashville, to come to Pensacola and make such an investigation. Mr. Watts arrived Monday night and yesterday paid a call on Sheriff Van Pelt and the two proceeded to ascertain whether or not there was foundation for the stories heard. The statement of the girl was heard and also those of a number of other parties, and after a conference with the county solicitor the arrest was made.

At the county jail last night shortly before 10 o'clock Police Officer Hogeboom was seen by a Journal representative, and asked regarding the charges against him. He said: "The charges are entirely false."

ADVOCATES OF GOOD ROADS TO MEET

Those Interested in Move-
ment Will Organize at
Meeting on 13th.

The advocates of Good Roads in Escambia county and those interested in such a movement are to hold a meeting at the court house Wednesday morning, March 13, at 10 o'clock, when steps will be taken to organize a Good Roads Association, and to map out plans and make preliminary arrangements for the meeting here in June of the State Good Roads Association.

The meeting which is to be held on the 13th has been called by Chairman Andrews of the Board of County Commissioners, and he is endeavoring to work up an interest in the movement so that there will be a large attendance and the association organized under favorable auspices. So far he has met with much encouragement, as all are interested in such an undertaking, and it is believed with an association of this nature that much good can be accomplished.

Last year at the annual meeting of the State Good Roads Association this city was chosen as the next meeting place, and it will be one of the objects of the local association, after organization, to prepare for this meeting, which promises to be largely attended and one of the most interesting in the history of the state.

DAMON LODGE HELD MEETING

Grand Chancellor Horsler and Grand Prelate Delivered Addresses.

A largely attended meeting of Damon Lodge, No. 13, Knights of Pythias was held last night in the Castle Hall, when addresses were delivered by Grand Chancellor Henry Horsler, Grand Prelate J. Emmet Wolfe and a number of others delivered interesting addresses, and it was a late hour before the meeting adjourned.

In addition to the addresses delivered by grand lodge officers the plans for the new Pythian building, which is to be erected by the order on Garden street were adopted. There was also work in the third rank.

Train at Jacksonville.

New York, Mar. 5.—The Brooklyn baseball club of the National League sailed today for Jacksonville, Fla., where they go to train.

OPENING OF DOUMA FOLLOWED BY RIOT

Demonstration in St. Petersburg
Leads to Several
Encounters.

Crowd of Forty Thousand
March Toward Palace
of Czar

WITH RED BANNERS FLYING, TO
THE TIME OF REVOLUTIONARY
CHANTS—CROWD PROMPTLY
DISPERSED BY MOUNTED
GUARDS ARMED WITH WHIPS.

By Associated Press.
St. Petersburg, Mar. 5.—The opening today of the Douma, or lower house of the Russian parliament, was the occasion of great jubilation, the demonstration resulting in several encounters of the police and populace, with injury to the latter.

After the adjournment of today's session of the house a crowd estimated at 40,000, flying red banners and with revolutionary chants started for the central portion of the city, where is located the winter palace of the emperor. Conditions for a time had a dangerous aspect, but instead of firing, as upon "Red Sunday," mounted guards armed with whips dispersed the crowds and prevented re-forming.

Another demonstration was held at the University celebration of the victory of the revolutionary democracy. Along Neva and streets in the neighborhood of the University the crowd was densely packed, but there was no interference by troops and police which arrived in strong force after the demonstration was over.

THOUGHT FORT WAS ATTACKED

Lieutenant Grier, Testifies in
Penrose Court-Mar-
tial Case.

By Associated Press.
San Antonio, Tex., Mar. 5.—With the placing of Second Lieutenant Grier, of the Twenty-fifth Infantry, on the stand in the Penrose court-martial the prosecution to-day practically closed its case. Defense have twenty witnesses to be heard and this will consume nearly, if not quite, two weeks. Grier testified that nearly every one in Fort Brown believed that the garrison was being attacked from the town.

INSURANCE FUNDS MUST BE INVESTED

By Associated Press.
New York, Mar. 5.—Grove Cleveland has submitted a brief to the Association of Life Insurance Presidents in which he made reference to threatened legislation to force them to invest funds in various states in proportion to the volume of business transacted in these states.

OFFICIALS HELD TO GRAND JURY

By Associated Press.
New York, Mar. 5.—President Newman and the directors of the New York Central Railroad were continued under parole to-day by Coroner Schwenke, in the case of the wreck of February 16 in which twenty-three were killed, pending the presentment of the grand jury.

SYSTEM TO SETTLE ALL FREIGHT CLAIMS

By Associated Press.
Washington, Mar. 5.—The Southern Railway to-day announced a system of prompt adjustment of freight claims through a corps of freight claim agents, whose duties it will be to visit local points and meet with agents of the railroad and shippers.

REPORT OF GIFT MUCH EXPANDED

By Associated Press.
Augusta, Mar. 5.—Jno. D. Rockefeller upon returning here from New York to-day, said the report of another great gift was considerably expanded and excused himself from talking further on the ground that he was hungry.

COURT ORDERS ALL SEALED

By Associated Press.
Lexington, Ky., Mar. 5.—The court convened for the trial of the murder case to-day, but the court was closed and the case postponed until tomorrow.

CASE OF STROTHERS IS NOW IN HANDS OF JURY

All Conditions of Mind Rendering a Person Irresponsible
Discussed in Charge—If Murder Was Deliberate First Degree is Established.

By Associated Press.
Culpepper, Va., Mar. 5.—Philip Strother, one of the defendants charged with killing his brother-in-law, Bywaters, whose illness interrupted the trial today at the morning session of court, appeared this afternoon on the arm of his brother James, co-defendant, and the judge immediately proceeded to charge the jury. The instructions included thirty-one points, discussing all defined conditions of mind rendering a person irresponsible for crime, in which event defendants were entitled to acquittal. The court continued: "Although the jury may believe defendants received great provocation from Bywaters yet if with deliberate intent and malice aforethought they killed him, they are guilty of murder in the first degree."

At the conclusion District Attorney Keith began his address to the jury.

ATHLETIC COMMITTEES PREPARING FOR SEASON

An Interesting Meeting Held
Last Night at the Young
Men's Christian Assn.

WHEN REPORTS OF THE VARIOUS
SUB-COMMITTEES RECENTLY
APPOINTED WERE HEARD, AND
SHOWED MUCH PROGRESS HAD
BEEN MADE IN PROVIDING
AMUSEMENT.

Preparations for providing various athletic sports for the approaching summer season are under way by the athletic committee of the Young Men's Christian Association, and if the plans which are now under way are carried through the season will not be a dull one.

Last night the monthly meeting of the athletic committee was held at the Y. M. C. A., when reports from four of the sub-committees were heard, and each was very satisfactory. The committee on arranging for a

RESPONSIBILITY FOR THE WAR IN CENTRAL AMERICA

Official Statement Names
Prominent Men as the
Guilty Parties.

FOR OVERTHROW OF GOVERNMENT

Internal Troubles Are More
Feared Than War With
Nicaragua.

PEOPLE OF PUERTO CORTES
FEAR ATTACK FROM NICARAGUA—AMERICANS PREVENTED FROM LEAVING COUNTRY—INTERVENTION WILL BE ASKED BY FOREIGN RESIDENTS OF HONDURAS.

By Associated Press.
Tegucigalpa, Honduras, Mar. 5.—An official statement which the government has sent broadcast gives the names of prominent Hondurians charged with responsibility for the war with Nicaragua, and it is believed they have formed a party for the overthrow of the present government. The parties mentioned are General Terencia Sirra, Maximo Rosales, Luis Salzman, Francisco Alsual, Emiliano Herrera and Guadalupe Reyes.

INTERNAL TROUBLES FEARED BY GOVERNMENT

Mobile, Ala., Mar. 5.—Passengers arriving here to-day from Puerto Cortes, Spanish Honduras, say that the government fears internal trouble more than war with Nicaragua, and that there are signs of revolt everywhere.

The people of Puerto Cortes fear an attack from Nicaragua and one vessel is now lying off that port. Americans are prevented from leaving Honduras, except by permission of the minister of war, who is now at Tegucigalpa.

INTERVENTION WILL BE ASKED BY FOREIGNERS

New Orleans, Mar. 5.—Foreigners who are being threatened by the impending war in Nicaragua are preparing to seek aid from their respective governments. H. J. Marks, of Texas, who returned yesterday from Bluefields, stated that a movement was afoot among certain prominent and influential Americans to petition the United States Government to step in and arbitrate the differences. There are many Mexicans whose business is imperiled by the rumors of war, and it is said that Mexico will take action with the United States Government, to force a reconciliation.

"When we sailed from Bluefields the foreigners were expecting the arrival of news from their governments. A continuation of the present state of affairs will demoralize industries that required years to develop, and have the effect of closing many profitable labor sources. The plantations are being deserted in Honduras, and we experienced a great deal of trouble securing woodcutters to clear the forests. I doubt very much if I would be in this country at this time had it not been for the war."

Mr. Marks is a mahogany lumber expert. He is employed by the firm of George D. Emery & Co., importers of mahogany and veneer furniture. He arrived in the city yesterday, from Bluefields, after having spent several months in the forests, cutting timber, which will be made into furniture in America.

SKILLED LABOR SCARCE IN SOUTH

Witnesses so Testify in Case Against
Mill Men at Greensboro,
North Carolina.

By Associated Press.
Greensboro, N. C., Mar. 5.—In the case of the government against the Charlotte mill men for alleged violation of the immigrant labor law to-day, eight witnesses testified for defendants to the effect that the scarcity of skilled labor in South Carolina and the south amounts to 25 per cent. Governor Glenn may take the stand to-morrow for defense. The case will probably not go to the jury this week.

DOZEN INJURED IN TRAIN WRECK

By Associated Press.
Toronto, Mar. 5.—A dozen people were injured in a passenger wreck at the Grand Trunk road just outside this city to-day. Both crews jumped and escaped injury.

COMBINATION OF TOW BOATS IS DISSOLVED

Could Not Come to Agree-
ment, and competition
For Business Exists.

What is known as the towboat combination has been dissolved, and tug boats which are engaged in towing vessels in and out of port, and also towing about the harbor are running independent and in opposition to one another.

The combination, which existed for a number of years, was broken recently when one of the owners decided that he could do better with his boats than in the combination and as terms could not be agreed upon by the other owners decided not to again attempt to carry on the combination, and hereafter each vessel will strive for all the business it can secure.

Since the breaking up of the combination, the tug boats that heretofore took turns off the bar looking for vessels, now go out each morning, and when a vessel comes in sight there is a race between them for the business.

MARK HANNA'S SON SUED FOR DIVORCE

By Associated Press.
Cleveland, O., Mar. 5.—Alleging abandonment and extreme cruelty all Elizabeth Gordon Hanna has filed suit for divorce against her husband, Dan Hanna, son of the late Senator Hanna, praying for alimony and the custody of their five-year-old daughter.

MANY QUALIFY TO VOTE IN PRIMARY

Number of Persons Paying
Poll Taxes Shows In-
crease Each Day.

Since the publication of the notice that unless poll taxes for the year 1906 are paid ten days before the primary election of April 2 citizens would be ineligible to vote, many persons residing in the city have called at the office of Tax Collector Roberts and settled with the county, thus qualifying to participate in both the primaries and the election of June 4. For the past three or four days there has been a constant increase each day in the number to come forward and settle their indebtedness and it is expected that this increase will continue until the limit allowed by the call of the City Executive Committee. The last day to settle is March 22, a little over two weeks distant, and if a person who voted in the last county election does not settle his poll taxes for the years 1905 and 1906 by that date he will be disqualified to vote in the primaries.

Collector Roberts stated yesterday that while the number to call and settle is increased each day, there are still hundreds of persons who must settle or be disqualified. He estimated that the number, up to yesterday afternoon, who had qualified was about 350. Of course more persons have paid poll taxes, but he estimated only upon the white democratic voters.

Georgia Jurist Dying.
Clarksburg, Ga., Mar. 5.—Judge Leagan Blackney, former chief justice of the supreme court of Georgia, is to-day reported dying at his home here, aged seventy.